



State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

Norman H. Bangert
Governor

Dee C. Hansen
Executive Director

Dianne R. Nielson, Ph.D.
Division Director

355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
801-538-5340

November 21, 1988

Mr. Jim Butt
Butt Mining Company
Eiola Route
Monticello, Utah 84535

Dear Mr. Butt:

Re: Transfer of the Sage Mine from Atlas Minerals to Butt Mining
Company, S/037/023, San Juan County, Utah

The Division has approved your Small Operators Transfer Application for the Sage Mine Site. The Sage site will require no bond because the area disturbed is under 5 acres. Aerial photos and a site visit indicate the disturbed acreage to be approximately 4.5 acres. Please find attached a copy of the approved transfer form. The Division now considers Butt Mining Company to be solely responsible for this site.

The Division would like to commend you for your efforts in reclaiming the Goneaway mine site. This site was no doubt a very difficult one to reclaim because of the lack of viable soil material and the large amount of earthwork needed to seal the old portals and reclaim the pit. Mr. Holland Shepherd, our Reclamation Specialist for your region, reports that he was very happy with your work, that the site looks very good, and that future plant success on the site is guaranteed by your efforts. He also reports that you have gone to extra lengths to insure the site is stable and clean of debris.

Thank you for working with us. We look forward to working with you again in the future.

Sincerely,

Lowell P. Braxton

Lowell P. Braxton
Administrator
Mineral Resource Development
and Reclamation Program

jb
Attachment
cc: Richard Blubaugh, Atlas Minerals
BLM, San Juan Resource Area
Minerals Team

MN5/44

an equal opportunity employer

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DEPARTMENT OF NATURAL RESOURCES
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TRANSFER OF NOTICE OF INTENTION
LARGE MINING OPERATIONS

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1. (a) Notice of intention to be transferred (file number): ACT/037/023*
(b) Name of mining operation: Sage Mine
(c) Location of mining operation (county): San Juan
(d) Name, telephone number and mailing address of the operator currently holding the notice of intention (transferor):
Atlas Minerals
743 Horizon Court, Suite 202
Grand Junction, CO 81506 (303) 243-5800
2. (a) Name, telephone number and mailing address of the operator acquiring the notice of intention (transferee):
H. D. Butt
UCOLO Route
Monticello, UT 84535 (801) 587-2594
(b) Name, telephone number and address of the authorized representatives of the Transferee to whom any notices under the provisions of the Utah Mined Land Reclamation Act may be sent:
Jim Butt
UCOLO Route
Monticello, UT 84535 (801) 587-2594
3. (a) The total disturbed area identified in the approved notice of intention: 11.3 acres
(b) The actual number of acres disturbed by the operation through date of transfer: 4.5 acres
(c) Attach a legal description of above acreages as Appendix "A" and a map of suitable scale with actual disturbed areas clearly shown and identified.
4. This application must be accompanied by a fully executed and signed Reclamation Agreement (Form MR-RA).

*Note that this approved Notice of Intention covers both the Calliham and Sage mines. This transfer is for the Sage mine only.

SWORN STATEMENT OF TRANSFEROR

I, Robert T. Exby being first duly sworn under oath,
deposes and says that I am Vice President, Finance
(officer or agent)
of Atlas Minerals, a Division
of Atlas Corporation; and that I am duly authorized to
(operator)
execute and deliver the foregoing obligations; that I have read the said
application and fully know the contents thereof; that all statements contained
in the transfer application are true and correct to the best of my knowledge
and belief. By execution of this statement I certify that the Transferor is
in full compliance with the Utah Mined Land Reclamation Act, the Rules and
Regulations promulgated thereunder, and the terms and conditions of Notice of
Intention No. ACT/037/023.

Robert T. Exby
Signature
Robert T. Exby
Name (Typed or Print)
Vice President, Finance
Title

Subscribed and sworn before me this 28 day of July, 1988.

Dane B. Nichols
Notary Public

My commission Expires:

September 23, 1989.

State of Colorado)
County of Mesa) ss.

FINAL SWORN STATEMENT OF TRANSFEREE

H. D. Butt being first duly sworn under oath,
depose and say that I am Owner/Operator
(officer or agent)
of N/A; and that I am duly authorized to
(operator)
execute and deliver the foregoing obligations; that I have read the
application and fully understand the contents thereof; that all statements
contained in the transfer application are true and correct to the best of my
knowledge and belief. By execution of this statement, the Transferee agrees
to be bound by the terms and conditions of Notice of Intention
No. ACT/037/023, the Utah Mined Land Reclamation Act, and the Rules and
Regulations promulgated thereunder.

H. D. Butt
Signature
H. D. Butt
Name (Typed or Print)
Owner/Operator
Title

Subscribed and sworn before me this 15 day of Aug, 1988.

[Signature]
Notary Public

My commission Expires: 8-1-1989

8-15, 1988.

State of Utah)
County of San Juan) ss.

CERTIFICATION OF APPROVAL

This is to certify that I have examined the foregoing application and do hereby grant the same, subject to the following limitations and conditions:

- (a) This transfer of notice of intention grants only the right to affect the lands described in Appendix "A".
- (b) The transferee has provided to the Division a fully executed and signed Reclamation Agreement (Form MR-RA). The surety shall be effective on the date of transfer.
- (c) The transferee, or such other person as required by UCA 1953, Title 40-8, has acquired legal right to mine for lands described in Appendix "A".

COMMENTS:

APPROVED:

Dianne R. Nielson *by Kenneth E. My*
(Signature)
Director, Division of Oil, Gas and Mining

Effective Date: _____
NOI No.: _____

APPROVED AS TO FORM:

Alan A. Bachman
(Signature)
Assistant Attorney General

APPENDIX A

SAGE MINE

LEGAL DESCRIPTION

NE $\frac{1}{4}$ and SE $\frac{1}{4}$, Section 34, Township 32S, Range 26E